

OFFICE OF
THE COUNTY CLERK
COUNTY OF KAUAI

NOTICE OF PUBLICATION AND NOTICE OF PUBLIC HEARING

Notice is hereby given that the Council of the County of Kaua'i will hold a public hearing on Thursday, June 13, 2019, at 1:30 p.m., or soon thereafter, at the Council Chambers, 4396 Rice Street, Room 201, Historic County Building, Līhu'e, on the following:

Bill No. 2750

A BILL FOR AN ORDINANCE AMENDING SECTION 5A-5.1, KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO REAL PROPERTY TAX LIENS AND FORECLOSURES

This Bill proposes to amend Section 5A-5.1, Kaua'i County Code 1987, as amended, relating to Real Property Tax Liens and Foreclosures to authorize the Department of Finance to assess a fee for the filing of the release of real property tax liens.

All interested persons who wish to present their comments may do so at the public hearing. Written testimony prior to the hearing would be appreciated. Written testimony can be submitted to the Office of the County Clerk, Council Services Division by mail, facsimile, or via E-mail to counciltestimony@kauai.gov. Copies of the Bill are available at the Office of the County Clerk, Council Services Division.

(The Council Committee or Council may amend this Bill at their subsequent meetings. Meeting notices are posted at least six (6) days in advance at the County Clerk's Office and the public may also testify at any of these meetings.)

CERTIFICATE OF THE COUNTY CLERK

I hereby certify that the foregoing Bill No. 2750 was passed on first reading and ordered to print by the Council of the County of Kaua'i at its meeting held on May 8, 2019, by the following vote:

AYES: Brun, Chock, Cowden, Evslin, Kualii, Kagawa, Kaneshiro	TOTAL - 7,
NOES: None	TOTAL - 0,
EXCUSED & NOT VOTING: None	TOTAL - 0,
RECUSED & NOT VOTING: None	TOTAL - 0.

Līhu'e, Hawai'i
May 8, 2019

/s/ Jade K. Fountain-Tanigawa
County Clerk, County of Kaua'i

NOTE: SPECIAL ACCOMMODATIONS AND SIGN LANGUAGE INTERPRETER AND INTERPRETERS FOR NON-ENGLISH SPEAKING PERSONS ARE AVAILABLE UPON REQUEST FIVE (5) DAYS PRIOR TO THE MEETING DATE, TO THE COUNTY CLERK, 4396 RICE STREET, SUITE 209, LĪHU'E, KAUAI, HAWAII, 96766. TELEPHONE NO. (808) 241-4188. FACSIMILE NO. (808) 241-6349.

(One publication - The Garden Island - May 14, 2019)

**A BILL FOR AN ORDINANCE AMENDING SECTION 5A-5.1,
KAUAI COUNTY CODE 1987, AS AMENDED,
RELATING TO REAL PROPERTY TAX LIENS AND FORECLOSURES**

BE IT ORDAINED BY THE COUNCIL OF THE COUNTY OF KAUAI, STATE OF HAWAII:

SECTION 1. The purpose of this Bill is to authorize the Department of Finance to assess a fee for the filing of the release of real property tax liens.

SECTION 2. Kauai County Code 1987, as amended, Chapter 5A, Section 5A-5.1 (Tax Liens; Co-Owners' Rights; Foreclosure; Limitation) is hereby amended by adding a new subsection (j) to be inserted immediately following the existing subsection (i). Other than the new subsection (j), Section 5A-5.1 shall remain unchanged. The new subsection (j) shall read as follows:

“(i) In any such case it shall not be necessary to obtain judgment and have execution issued and returned unsatisfied before proceeding to foreclose the lien for taxes in the manner herein provided.

(j) Satisfaction, release, and fulfillment of all obligations under the lien shall include payment of the principal amount of the tax due, penalties, interest, recording fees at the current rate established by the Bureau of Conveyances or Office of the Assistant Registrar of the Land Court for the recording of the sworn satisfaction and Release of Lien, and any other fee paid by the Department due to an act or omission of the taxpayer.”

SECTION 3. If any provision of this Ordinance or the application thereof to any person or circumstances is held invalid, the invalidity does not affect other provisions or applications of the Ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this Ordinance are severable.

SECTION 4. Material to be repealed is bracketed. New material is underscored. When revising, compiling, or printing this Ordinance for inclusion in the Kauai County Code 1987, as amended, the brackets, bracketed material, and underscoring need not be included.

SECTION 5. This Ordinance shall take effect upon its approval.

Introduced by: *ZAC*

LUKE A. EVSLIN
(By Request)

DATE OF INTRODUCTION:

May 8, 2019

Lihu'e, Kauai, Hawaii

CERTIFICATE OF THE COUNTY CLERK

I hereby certify that heretofore attached is a true and correct copy of Bill No. 2750, which was passed on first reading and ordered to print by the Council of the County of Kaua'i at its meeting held on May 8, 2019, by the following vote:

FOR PASSAGE:	Brun, Chock, Cowden, Evslin, Kagawa, Kualii, Kaneshiro	TOTAL - 7,
AGAINST PASSAGE:	None	TOTAL - 0,
EXCUSED & NOT VOTING:	None	TOTAL - 0,
RECUSED & NOT VOTING:	None	TOTAL - 0.

Lihu'e, Hawai'i
May 8, 2019



Jade K. Fountain-Tanigawa
County Clerk, County of Kaua'i